

**GOVERNMENT OF ANDHRA PRADESH
ABSTRACT**

Public Services - Revenue Department - Disciplinary action initiated under Rule 20 of APCS(CC&A) Rules, 1991 against Sri K.Mohan Kumar, the then Tahsildar, Sattenapalli now working as Joint Collector-II, Krishna District for submission of report without proper verification and inspection of the organization NGO (Parivarthana) - Articles of charge framed -Written Statement of Defence Submitted - Further action dropped - Orders-issued.

REVENUE (VIGILANCE - I) DEPARTMENT

G.O.RT.No. 974

**Dated: 24-09-2019
Read the following:-**

1. From the CCLA, AP, Vijayawada Lr.No.VS.II(1)/66/2017, dated.07.02.2017.
2. Orders of Hon'ble High Court of Judicature at Hyderabad, dt.08.03.2016.
3. G.O.Rt.No.948, Revenue (Vig.I) Department, dt.13.09.2017.
4. Written statement of defence submitted by Sri K.Mohan Kumar, the then Tahsildar.

ORDER:

Whereas, in the G.O.3rd read above, disciplinary proceedings were initiated by framing articles of charge against Sri K.Mohan Kumar, the then Tahsildar, Sattenapalli now working Joint Collector-II, Krishna District, for his gross negligence in submitting report without proper verification and inspection of the organization NGO (Parivarthana) and also activities of the members of the organization.

2. In the reference 4th read above, Sri K.Mohan Kumar, Deputy Collector has submitted his Written Statement of Defence, duly stating that while he was working as Tahsildar, Sattenapalli, he has received a petition and a note received from the District Collector, Guntur regarding disputes between the committee members of the NGO ie., Parivarthana for Social Services and they have not maintained the records properly, due to this the deaf and dumb children residing in the organization suffering from lack of nutrient food and protection. In this regard, the Tahsildar has been directed to inspect the organization and gave a detailed report on the maintenance and the activities of the members of the organization. Accordingly, he has conducted an enquiry and submitted a report to the District Collector stating that committee is having 16 members and divided into two groups, and during the enquiry he observed that there are severe differences of opinions are existing among both the groups of members and the organization failed to maintain the accounts properly and audit was not done promptly, the provision of nutritious food and proper upkeep of the organization was not done, which resulted in reduction of strength of students. Hence, he has recommended in his enquiry report to take over the organization by the Government.

3. Further he has stated that thereafter the District Collector, Guntur after detailed examination, issued the proceedings, dt.10.2.2010 and the same proceedings were challenged by the Organization by filing WP No.3603/2010. Later Hon'ble High Court has ordered 1st Additional District Secessions Judge, Guntur on 8.3.2016 to submit a report regarding Constitution, Administration, Working, Financial Resources, Mode and manner of imparting education to physically challenged children studying in the said school. The Hon'ble 1st ADSJ, Guntur, in his report dt:28.03.2016, has stated about Financial Resources that the Secretary of the said Society is maintaining the institute with the donations given by the Public and maintained accounts and it was audited regularly from 2009-2010 onwards. The report clearly reveals that the records prior to 2010 are not made available for the organization. After conduct of inspection of charged officer on Sep-Oct 2009 and initiating action against the organization by the District Collector, against the Parivarthana for Social Services organization, then onwards the organization might have been started functioning properly and improved the facilities. Hence it is not correct to find fault with his observations in 2009 without verifying the status and accounts of organization prior to his inspection. Finally, he has requested to consider the fact that the report of the officers is totally based on the status of the NGO subsequent to the period of his inspection and not relevant to the period of his inspection and pass appropriate orders deemed fit for closing further action in this case in the interest of Justice.

P.T.O

4. Government, after careful examination of the explanation of individual, observed that a WP No.3603 of 2010 was filed in the Hon`ble High Court challenging the proceedings of District Collector, Guntur regarding handing over the PRIVARTHANA Organization which was instituted based on the report of the charged officer. From the year 2009- 2010 onwards the accounts were properly maintained and audited by the organization as per the report of 1st Additional District Session Judge report dt.28.3.2016. The RDO, Guntur & Addl. Director, Disable Welfare conducted enquiry in April 2016 and submitted the report to the Collector, Guntur stating that the school is running at present on donations from public and 33 students are present out of 46 roll with qualified two teachers and some improvements are required for institutions for providing Hearing Aids and Teaching and learning material from Rajiv Vidya Mission. Both the enquiries are conducted after gap of nearly 7 years, during that period from 2009 to 2016, the organization might have improved the facilities which have been discussed in the report 2016. Government have satisfied with his explanation which found rational, and decided to drop further action against Sri K.Mohan Kumar, the then Tahsildar, Sattenapalli now working as Joint Collector-II, Krishna District.

5. Accordingly, Government hereby order to drop further action against Sri K.Mohan Kumar, the then Tahsildar, Sattenapalli now working as Joint Collector-II, Krishna District.

6. The Chief Commissioner of Land Administration, A.P., Vijayawada shall take further action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

MANMOHAN SINGH
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To

Sri K.Mohan Kumar, the then Tahsildar, Sattenapalli now working as Joint Collector-II,
Krishna District (Through the Spl.CS & Chief Commissioner of Land Administration,
AP.,Vijayawada)

The Chief Commissioner of Land Administration & Special Chief Secretary, AP.,
Vijayawada.

The District Collector, Krishna, Machilipatnam.

Copy to:

The District Collector, West Godavari.

The OSD to Hon'ble Deputy Chief Minister (Revenue).

The PS to Special Chief Secretary to Government (Revenue)

SC/SF

// FORWARDED BY ORDER //

SECTION OFFICER